IN THE HIGH COURT OF JUDICATURE FOR RAJASTHAN AT JODHPUR

CIVIL WRITS No. 2143 of 2004

UNITED MERCANTILE COMPANY PVT.LTD. & ORS
V/S
INDRADUMAR SOMANI & ORS

Mr.R.K.Thanvi, for the appellant / petitioner

Mr. AL CHOPRA, for the respondent

Date of Order : 7.10.2004

HON'BLE SHRI N P GUPTA,J.

ORDER

Heard learned counsel for the parties at length and perused the impugned order.

In my view, the impugned order does not suffer from any such error as may require interference in my writ jurisdiction, as from perusal of the plaint filed at Bombay, it is clear that none of the plaintiffs in the present case are parties in the suit at Bombay, and it cannot be said that the plaintiffs in the present case claim to be litigating under the same title as contemplated by Section 10 CPC.

In that view of the matter, the writ petition has no force, and is hereby dismissed summarily.

(N P GUPTA),J.

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